

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

GATE GUARD SERVICES, L.P. and
BERT STEINDORF

Plaintiffs

v.

HILDA L. SOLIS, SECRETARY OF LABOR,
UNITED STATES DEPARTMENT OF
LABOR

Defendant/Counter-Plaintiff

v.

GATE GUARD SERVICES, L.P.,
BERT STEINDORF and
SIDNEY L. SMITH

Counter-Defendants

Civil Action No. 6:10-cv-00091

**SECRETARY'S UNOPPOSED MOTION TO WITHDRAW THE
SECRETARY'S MOTION TO COMPEL (DOCKET NO. 100)**

COMES NOW, Hilda L. Solis, Secretary of Labor, United States Department of Labor (the "Secretary"), Defendant/Counter-Plaintiff, and hereby files the *Secretary's Unopposed Motion to Withdraw the Secretary's Motion to Compel (Docket No.100)*, showing the Court as follows:

The Secretary filed the *Secretary's Motion to Compel* (Docket No. 100) under seal on November 28, 2011. Since that time, the parties have satisfactorily resolved the issues upon which the Secretary's motion to compel was based. As such, the Secretary hereby moves to withdraw the *Secretary's Motion to Compel* (Docket No. 100). Each party is responsible for its own attorneys' fees, costs, and expenses regarding the *Secretary's Motion to Compel*.

Respectfully Submitted,

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Solicitor of Labor

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CERTIFICATE OF CONFERENCE

On December 21, 2011, Counsel for the Secretary Jennifer J. Johnson conferred with counsel for Gate Guard Services LP, Bert Steindorf, and Sidney Smith (collectively, "GGS") regarding the filing of this instant motion. GGS does not oppose this motion.

By: /s/ Jennifer J. Johnson
JENNIFER J. JOHNSON

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system.

By: /s/ Jennifer J. Johnson
JENNIFER J. JOHNSON